

Judgment in a Civil Case

United States District Court

District of North Dakota - Northeastern Division

Warsaw Sugar Beet Association LP I,
Plaintiff,

JUDGMENT IN A CIVIL CASE

v.

Case Number: 2:09-cv-4

Federal Crop Insurance Corporation,
Defendant.

X **Decision on Motion.** This action came before the Court on motion. The issues have been considered and a decision rendered.

IT IS ORDERED AND ADJUDGED that Plaintiff Warsaw Sugar Beet Association LP I's Motion for Summary Judgment is **GRANTED** in part and **DENIED** in part, and Defendant Federal Crop Insurance Corporation's Motion for Summary Judgment is **GRANTED** in part and **DENIED** in part. The National Appeals Division decision is, therefore, affirmed in part and reversed in part, and the case is remanded for a determination as to whether Warsaw sustained a production loss due to drought on its 2006 sugar beet crops, after the FCIC adjusts Warsaw's Master Yield.

February 18, 2010
Date

ROBERT ANSLEY
Clerk

/s/Leah Riveland-Foster
By Deputy Clerk - Leah Riveland-Foster